

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

**UNITED STATES OF AMERICA,**

**Plaintiff,**

**v.**

**WILFREDO PINKSTON**

**Defendant.**

**Case No. 07-47-SLR**

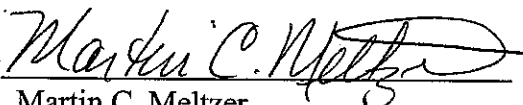
**MOTION TO DISMISS WITHOUT PREJUDICE**

NOW COMES, the United States of America, by and through the undersigned attorneys, Colm F. Connolly, United States Attorney for the District of Delaware, and Martin C. Meltzer, Special Assistant United States Attorney for the District of Delaware, hereby moves to dismiss, without prejudice, the Superseding Indictment returned against the Defendant, in the above case by the Grand Jury for the District of Delaware on May 1, 2007, as well as to dismiss the Indictment returned against the Defendant by the Grand Jury for the District of Delaware on April 4, 2007.

Joseph A. Hurley, Esquire, attorney for the Defendant, was contacted on October 31, 2007 and does not oppose the dismissal without prejudice.

Respectfully submitted,

COLM F. CONNOLLY  
United States Attorney

By:   
Martin C. Meltzer  
Special Assistant United States Attorney

Dated: October 31, 2007

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**Criminal Action No. 07-47 SLR**

**ORDER**

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_, 2007,  
upon consideration of the governments Motion to Dismiss Without Prejudice, it is hereby  
ORDERED that Government's motion is GRANTED.

By the Court:

\_\_\_\_\_  
Honorable Sue L. Robinson  
United States District Court

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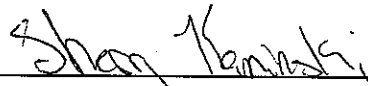
**CERTIFICATE OF SERVICE**

I, Sherry Kaminski, an employee with the United States Attorney's Office, hereby certify that on the 31st day of October 2007, I caused to be electronically filed:

**Motion to Dismiss Without Prejudice**

with the Clerk of the Court using CM/ECF. Said document is available for viewing and downloading from CM/ECF. I further certify a copy of the foregoing notice were sent via U.S. mail, postage prepaid, to the attorney of record as follows:

Joseph Hurley, Esq.  
1215 King Street  
Wilmington, DE 19801

  
\_\_\_\_\_  
Sherry Kaminski